

TRUSTEE COUNCIL RESOLUTION 04-1
ADOPTED January 15, 2004

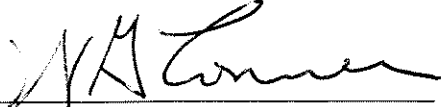
**MONTROSE TRUSTEE COUNCIL RESOLUTION REGARDING
Funding for the Montrose Settlements Restoration Program:
Year 2004 Budget**

1. The National Oceanic and Atmospheric Administration; the State of California acting through the State Lands Commission, the Department of Parks & Recreation and the Department of Fish & Game; and the Department of the Interior, acting through the U.S. Fish & Wildlife Service and the U.S. Park Service are the natural resource trustees (Trustees) for natural resources injured by releases of DDT and PCBs into the Southern California Bight.
2. Sums recovered in the civil action *United States, et al. v. Montrose Chemical Corp., et al.*, No. CV 90-3122-R (C.D. Cal. 1990) are being held in the Department of the Interior Natural Resource Damage Assessment and Restoration Fund (DOI Restoration Fund) and the registry account administered by the U.S. District Court for the Central District of California.
3. The Trustees have entered into a memorandum of agreement (MOA), as modified, that establishes a Trustee Council (Montrose Trustee Council) composed of one voting member for each trustee agency. Under the terms of that MOA, the Montrose Trustee Council is authorized to disburse funds for activities related to the damage assessment and restoration process.
4. The Trustees have approved \$1,969,141.00 for the budget year 2004, which extends from January 1, 2004 through December 31, 2004. Included in the 2004 budget are the Trustee Council operating costs; operating costs for the MSRP office in Long Beach; costs associated with the Restoration Plan development; the bird data gap studies, the fish and fishing data gap studies; and the public outreach and education activities for the year. (See Attachment A, 2004 Final MSRP Budget and Work Plan (December 24, 2003)).
5. The Montrose Trustee Council resolves unanimously to authorize disbursement of \$1,969,141.00 from the DOI Restoration Fund as follows:

\$878,454.14 to the National Oceanic and Atmospheric Administration
\$682,112.07 to the United States Fish and Wildlife Service
\$287,575.00 to the National Park Service
\$ 79,662.52 to the California Department of Fish and Game
\$ 28,827.68 to the California State Lands Commission
\$ 12,509.42 to the California Department of Parks and Recreation

6. Each trustee agency that receives advance funding during the approved time period to support activities related to Montrose restoration will provide quarterly expenditure reports detailing the expenditure of the funds by task identification in the attached budget table. These expenditure reports should be formatted similarly to the annual cost documentation packages, and will be reviewed by program staff to monitor the progress of work as the budget year unfolds. The quarterly reports and the annual cost documentation package should summarize costs incurred on Montrose restoration by task and include copies of supporting documentation (e.g., timesheets, travel vouchers, and receipts).
7. The due date for submission of each trustee agency's final annual cost documentation package is September 30th of the subsequent year (this supercedes the previous requirement in Resolution 02-9 for submission of the 2003 cost documentation by March 31, 2004). Thus, final annual cost documentation for 2003 funding is due September 30th, 2004, and for 2004 funding is due September 30th, 2005. Disbursement of 2005 advance funding to each trustee agency will be contingent upon the Trustee Council's acceptance of the final annual cost documentation package submitted by each trustee agency for the 2003 budget year.
8. Funds that are not completely exhausted by the end of a budget year may be used to cover execution of the approved program element in a subsequent budget year or, with additional Trustee Council approval, applied to other program tasks.
9. This Resolution does not limit the number of additional advance funding requests that can be made during the time period required to complete restoration.
10. The effective date of the Resolution shall be the date on which the last trustee signs this document.

CONCURRED in by the following who are the duly authorized Montrose Trustee Council Representatives:

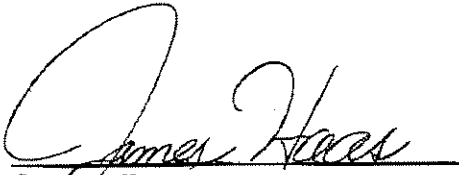
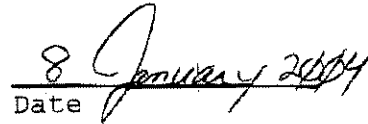


William Conner
National Oceanic &
Atmospheric Administration

1/15/04
Date

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James Haas
U.S. Fish & Wildlife Service
Date 8 January 2004

Kate Faulkner
National Park Service

Date

Jonathan Clark
State Lands Commission

Date

Suzanne Goode
Department of Parks &
Recreation

Date

Patricia Velez
Department of Fish & Game

Date

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OPTIONAL FORM 99 (7-90)

FAX TRANSMITTAL

of pages ▶

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NSN 7540-01-317-7386

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GENERAL SERVICES ADMINISTRATION

James Haas

U.S. Fish & Wildlife Service

Date

Kate FaulknerKate Faulkner
National Park Service

7 Jan 2004
Date

Jonathan Clark

State Lands Commission

Date

Suzanne GoodeDepartment of Parks &
Recreation

Date

Patricia Velez

Department of Fish & Game

Date

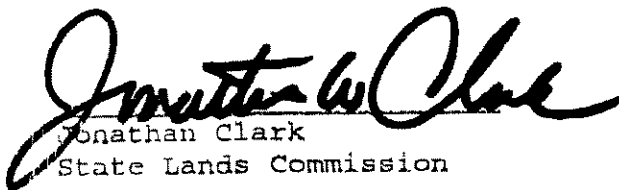
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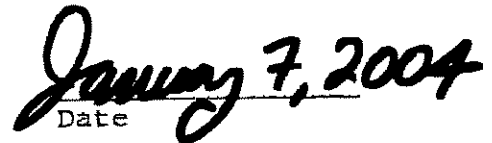
James Haas
U.S. Fish & Wildlife Service

Date

Kate Faulkner
National Park Service

Date


Jonathan Clark
State Lands Commission


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Suzanne Goode
Department of Parks &
Recreation

Date

Patricia Velez
Department of Fish & Game

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National Park Service

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State Lands Commission

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Suzanne Goode
Department of Parks &
Recreation

1-15-04

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Patricia Velez
Department of Fish & Game

Date

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James Haas
U.S. Fish & Wildlife Service

Date

Kate Faulkner
National Park Service

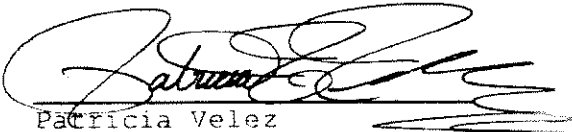
Date

Jonathan Clark
State Lands Commission

Date

Suzanne Goode
Department of Parks &
Recreation

Date


Patricia Velez
Department of Fish & Game

1-12-04
Date

Post-it® Fax Note	7671	Date	1-12-04	# of pages	3
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